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PARDONS GRANTED

BY THE

GOVERNOR OF ALABAMA,

AND

HIS REASONS THEREFOR.

SUBMITTED TO THE

GENERAL ASSEMBLY, NOV. 21, 1871.

MONTGOMERY, ALA.:
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1871.

PARDONS.

Nat Jackson, Elmore County.

Was convicted at the Fall Term of the Circuit Court, 1870, of petit larceny, and sentenced to three months confinement in the county jail. Pardon is prayed for on account of the low state of the prisoner's health.

Petition signed by the judge, solicitor, clerk, probate judge, jurors and many citizens. Granted December 14th, 1870. R. B. LINDSAY, Governor.

Joshua Teague, Winston County.

Was convicted of adultery at the Fall Term of the Circuit Court, and a fine of one hundred dollars assessed. Pardon prayed for, the petitioners setting forth that the charge was frivolous and without foundation. Petition signed by county solicitor and a number of citizens.

Pardon is therefore granted.

R. B. LINDSAY, Governor.

December 15, 1870.

Joshua D. Moye, Butler County.

Convicted at Fall Term of horse stealing, (grand larceny), sentenced to two years in the penitentiary, upon pleading guilty, and throwing himself on the mercy of the court. Pardon prayed for upon the grounds of the prisoner having been severely wounded when the stolen horse was recovered—and pleading the youth of the prisoner, as well as the fact of his having four sisters and an aged and

widowed mother dependent upon him for a subsistence. Petition signed by fifty citizens. Pardon is therefore granted. R. B. LINDSAY, Governor.

December 15, 1870.

James White Cotton, Jackson County.

Was convicted at the Spring Term of the Circuit Court, 1870, held for the county of Jackson, of an assault with intent to murder. Pardon is prayed for on the grounds of the extreme age of the convict, and his universal good deportment during confinement. Petition signed by three hundred prominent citizens of Jackson county. Pardon is therefore granted. R. B. LINDSAY, Governor.

January 17, 1871.

S. J. Hudgins, L. R. Wilson, A. G. Smith, W. A. Moore, Jno. G. Hortman, of Barbour County.

In this case, the papers show that at the Fall Term of the Circuit Court for Barbour county, judgment was rendered against the above persons for one hundred dollars each, for selling liquors in contravention of law. It is shown that the law prohibiting the sale of ardent spirits, &c., within a certain distance of Burnside Academy, was not believed to be in force, as there had been no school at said Academy for several years, and that the persons convicted did not believe they infringed any law, and were innocent of any intent, therefore fine is remitted.

R. B. LINDSAY, Governor.

January 16, 1871.

Robert J. Lester, Montgomery County.

It is shown in this case, that the said Robert J. Lester was received at the penitentiary August 28th, 1870; sentenced for two years for larceny, and that he is suffering

from organic disease of the heart; his sufferings great and his life in danger, and that he is anxious to die at home. Pardon is therefore granted.

R. B. LINDSAY, Governor.

January 17, 1871.

Henry Hollingsworth, Franklin County.

Was convicted of grand larceny at the Circuit Court of said county, and sentenced to the penitentiary. Said Hollingsworth is very young, and committed the crime more through youthful indiscretion than with an intent to violate the law; therefore the petition for pardon is granted.

R. B. LINDSAY, Governor.

January 17, 1871.

Eli Miller, Cleburne County.

Was fined in the sum of fifty dollars and costs at the Fall Term, 1870, of the Circuit Court, for selling liquors contrary to law. The liquor was obtained for medical purposes, and he was afterwards meretriciously prosecuted. Said Miller is a poor man, with large family, and the payment of the fine would impoverish him. Therefore the fine is remitted. R. B. LINDSAY, Governor.

January 19, 1870.

William Perkins, Pike County.

It is shown that Perkins was quite a youth when convicted, did not participate in the larceny, further than to receive the stolen goods, he being induced by the thief to take care of them. It is further shown that said Perkins has already suffered sufficient punishment, and that his conduct has been irreproachable since being confined in the penitentiary. Pardon is therefore granted.

R. B. LINDSAY, Governor.

February 7, 1871.

Dossie Roberts, Tuskaloosa County.

Roberts was tried at the Fall Term of the Circuit Court for said county, and fined fifty dollars for an affray with Shandy Jones and wife. Jones was fined seventy-five dollars and his wife one hundred dollars, both of which were remitted by Governor Smith. It is also shown that Roberts was the only one injured in the affray, and that he is a sober, peaceable man. Fine is therefore remitted.

R. B. LINDSAY, Governor.

February 7, 1871.

William Acklen, J. J. Pleasants, Madison County.

At the Fall Term of Circuit Court, 1870, were fined one hundred dollars each, for forfeited bond for a freedman. The parties gave due notice that they would not be bound any longer on the bond, and were afterwards assured that a new bond was made, which, owing to official negligence, was not done. Fine remitted.

R. B. LINDSAY, Governor.

February 1, 1871.

Andrew J. Locke, Eufaula, Alabama.

Convicted in the City Court of playing cards. The judge and solicitor state that "the circumstances go to show that it was an innocent amusement, involving no criminal intent upon the part of Mr. Locke." Remission of fine granted.

R. B. LINDSAY, Governor.

March 4, 1871.

William E. Black, Mobile, Alabama.

Confined in jail under a conviction for permitting the escape of one Nash, confined on charge of perjury. Par-

don is prayed for on account of ignorance of the prison rules, and leniency shown prisoner on account of illness. Petition signed by jury, and solicitor. Pardon granted.

R. B. LINDSAY, Governor.

March 7, 1871.

Lucy Clanton, colored, Montgomery County.

In this case, it is shown that Lucy, a colored girl, has suffered imprisonment for a long time previous to trial; that she is quite young, and as serving in chain gang, as sentenced, would prevent reformation, a pardon warrant has been issued. Convicted of petit larceny in City Court of Montgomery county.

R. B. LINDSAY, Governor.

March 30, 1871.

Armstead Smith, Perry County.

Convicted at the Fall Term of Circuit Court, of the crime of burglary. Upon recommendation of the judge, and other citizens, who set forth in their petition, that his conviction was "wrongful and illegal," his pardon is granted.

R. B. LINDSAY, Governor.

April 19, 1871.

Benjamin Kent, colored, Washington County.

Convicted of petit larceny at the Spring Term of the Circuit Court, was sentenced to imprisonment for ninety days, then to remain in jail at the rate of 75 cents per day, until all the costs were paid. A petition signed by the judge, solicitor and sheriff, states that the evidence did not show that Ben stole; but only assisted in cleaning the stolen hogs. Pardoned,

R. B. LINDSAY, Governor.

April 21, 1871.

William H. Huckabee, Winston County.

Convicted of selling liquor without license, at the Fall Term of the Circuit Court, 1870. Being a licensed distiller, supposed he was allowed to sell what he had paid for the privilege of making. A fine of forty-five dollars is remitted.

R. B. LINDSAY, Governor.

April 21, 1871.

Henry Haralson, colored, Dallas County.

Convicted at the February Term of the Circuit Court, 1869, of fornication and adultery, sentenced to six months labor for the county. Fined one hundred dollars and costs. The prayer for pardon alleges the false swearing of the only witness whose testimony convicted him. The judge and solicitor endorsing the statement, pardon is granted.

R. B. LINDSAY, Governor.

April 21, 1871.

Alexander Jackson, Elmore County.

Convicted in the County Court, February Term, 1871, of petit larceny, sentenced to six months imprisonment in the county jail. The solicitor and sheriff joined the petitioner in his prayer for pardon, stating that the evidence was vague and uncertain, that the property stolen was not worth more than three dollars; that the said Jackson has an aged mother to support and, that he had never before been convicted of any criminal offense. Pardoned.

R. B. LINDSAY, Governor.

April 21, 1871.

R. S. Compton, Winston County.

Convicted at the Spring Term of the Circuit Court of

petit larceny. Owing to certain facts set forth by his Honor Judge Mudd, sentence is remitted.

R. B. LINDSAY, Governor.

April 21, 1871.

David H. Moody, Jackson County.

Convicted at the Spring Term of the Circuit Court of allowing a prisoner to escape, said Moody being jailor, was fined $200 and costs. The judge, jury and numerous citizens asked remission of fine, because the jailor was compelled to use the prisoner to clean up the jail, and his escape was owing to no negligence on Moody's part. Fine remitted.

R. B. LINDSAY, Governor.

April 21, 1871.

Tyra E. Spikes, Mobile County.

Convicted in the City Court of Mobile, July 9th, 1866, of horse stealing, and sentenced to the Penitentiary for ten years. The petition states that at the time of conviction Tyra was a mere lad, and of unsound mind. One of the principals in the theft stated on trial that said Spikes was hired at three dollars a day to take care of the stolen horses. Pardoned.

R. B. LINDSAY, Governor.

April 21, 1871.

Daniel McLeod, R. N. D. Hubbard, Jno. L. Murphy, Shelby County.

Were bondsmen of James Teal, held to answer indictment found in Shelby county for violation of revenue laws. Said Teal failing to appear, the above parties were fined $100 each; they, however, secured the arrest of Teal in

Georgia and his return to this State; who, upon trial, was acquitted. Remission of fine is asked by the representative from Shelby, solicitor and others. Fine remitted.

R. B. LINDSAY, Governor.

May 11, 1871.

Isaac Springfield, colored, Mobile County.

Was convicted April 8th, '71, in the City Court of Mobile, of murder in the first degree, and sentenced to be hung on the 11th of August, 1871. Commutation of sentence to imprisonment for life in the Penitentiary is prayed for. The judge, solicitor, clerk, sheriff and counsel state that the evidence should only have convicted him of murder in the second degree, and that the ends of justice will be fully served by said commutation. Sentence commuted.

R. B. LINDSAY, Governor.

May 11, 1871.

Austin Harris, Bibb County.

Was convicted of selling whisky without license and fined $50 at the Spring Term of the Circuit Court in Bibb county. The proof shows that he sold only one drink to a man living on the same place. At the solicitation of the prosecuting attorney, Gov. Moren and other citizens, the fine is remitted.

R. B. LINDSAY, Governor.

May 13, 1471.

Samuel D. Paden, Blount County.

Was indicted at the Spring Term, 1870, tried and convicted at the Spring Term, 1871, of the Circuit Court of Blount county, of an "assault and battery" on the person of his wife, Mary E. Paden—sentence, three hundred dollars fine and imprisonment in the county jail for sixty days.

Said Mary E. Paden, the principal witness, admitted that the defendant did not hurt her, and that she provoked him to the assault, being instigated by her father and brother to do so. In consideration of the above facts, stated by prominent citizens, let fine be remitted.

R. B. LINDSAY, Governor.

May 15, 1871.

Jarrett Fennell, colored, Morgan County.

Tried and convicted of "hog stealing," Spring Term, Morgan court, 1871. Sentenced to six months imprisonment in the county jail and fined $250. Has served two months in jail, and upon recommendation of Judge Clark, sentence is remitted.

R. B. LINDSAY, Governor.

June 6, 1871.

Danwood Petty, Crenshaw County.

Was convicted of assault and battery, at the Spring Term, 1871, of said County Court, and fined $50. Owing to his extreme poverty, and upon recommendation of Judge Harper, the fine is remitted.

R. B. LINDSAY, Governor.

June 6, 1871.

Munroe Williamson, Crenshaw County.

Sentenced to jail for ninety days, by County Court of said county, for crippling a horse. Petition for pardon signed by the judge and a large number of citizens, this being his first offense. Pardon is granted.

R. B. LINDSAY, Governor.

June 6, 1871.

J. D. Weeden, Wm. M. Lowe, Madison County.

Sureties for the appearance of John Ferrell and Henry Ferrell. The defendants failed to appear and judgment final was rendered. On the hearing of the *scire facias*, it was in proof that the bond which is alleged to have been forfeited, was never accepted by the judge, sheriff, or any court having jurisdiction. Relief granted on recommendation of judge and solicitor.

R. B. LINDSAY, Governor.

June 6, 1871.

Prince Kempson, colored, Marengo County.

Convicted at Spring Term of Circuit Court, of assault and battery and fined two hundred and fifty dollars. It being shown that he has already been in jail nine months, the party assaulted, with others, ask remission of fine. Granted.

R. B. LINDSAY, Governor.

June 7, 1871.

Duggin Hudgson, Marengo County.

Indicted for murder, at the Spring Term of Circuit Court. Upon an examination of all the facts, the court and prosecuting attorney agreed that said Hudgson should plead guilty of "manslaughter" in killing Ned Norwood. The evidence showed that the only weapon used in the fight was a small walking cane, and that there was no malice outside of the immediate transaction. The judge, solicitor and many others plead for pardon on account of the youth and previous good standing of the prisoner. The sentence of "two years hard labor for the county" is remitted.

R. B. LINDSAY, Governor.

June 7, 1871.

A. C. F. Smith, Feilding Oalsley, J. M. Smith, Dallas Co.

Final judgment rendered at Spring term of said court, against the above parties, as sureties for F. B. Brigman, charged with forgery. The parties, through their attorney, succeeded in having Brigman arrested and delivered to the sheriff of Dallas county. The honorable court having stayed execution on judgment to give them time, (for four months,) said Brigman being now in custody, relief is now recommended by the judge. Fine remitted.

R. B. LINDSAY, Governor.

June 8, 1871.

J. W. Fitzgerald, Butler County.

Convicted at May Term of Circuit Court, of forgery in second degree. The petition for pardon, signed by Judge Clark, foreman of the jury and others, state that the evidence showed that Fitzgerald was laboring under a fit of mental aberation, caused from excessive drinking, and that he had served nine months in jail. Pardon granted.

R. B. LINDSAY, Governor.

June 9, 1871.

J. M. Sprowl, Pickens County.

Was bail for F. M. Spain; he failed to appear, and the forfeiture was taken and made final for one hundred dollars. After default of defendant, the security recaptured and surrendered him to the sheriff. Fine is therefore remitted.

R. B. LINDSAY, Governor.

July 10, 1871.

S. D. Smith, B. F. May, Charles C. Garrett, W. F. Drummond, W. E. Pegram, Marengo County.

All physicians, convicted at Spring Term of Circuit Court

of said county, of violation of the revenue laws of Alabama, requiring physicians to obtain licenses, were fined $30 each. The offense was committed from mere neglect and no intention to defraud; the fees are since paid. Fine remitted. R. B. LINDSAY, Governor.

July 10, 1871.

Wm. R. Smith, Bullock County.

Tried and convicted in Magistrate's Court, of "assault and battery" on the person of his wife; sentenced to thirty days hard labor for the county, fined $25 and costs. Remission of fine and sentence prayed for because said Smith was a hard working man, and his crop would suffer, &c. Fine and sentence remitted.

R. B. LINDSAY, Governor.

July 11, 1871.

Henrietta Blair, colored, Mobile County.

Convicted at the October term, 1870, of the City Court of Mobile, of "arson," and sentenced to ten years imprisonment in the Penitentiary. Pardon is prayed for on the following grounds: "The evidence against the accused was only circumstantial and not conclusive," and she was convicted because of the reluctance of a lady to appear in court as a witness." Petition signed by the presiding judge, prosecuting attorney, county solicitor and sheriff. Pardoned. R. B. LINDSAY, Governor.

July 11, 1871.

Zack Bowen, colored, Barbour County.

Convicted of "Bigamy" at the Spring term of the Circuit Court of said county. Pardon is prayed for on the grounds of ignorance, said Bowen having when a slave,

lived with a woman in "concubinal marriage," upon being freed, moved to Georgia and married again. As soon as convinced of error separated from wife number two, and is willing and anxious to resume his former marital connection. Petition signed by prominent citizens. Pardon is granted. R. B. LINDSAY, Governor.

July 11, 1871.

William Franklin, Montgomery County.

Convicted at the October Term of the City Court of Montgomery, 1870, of "larceny." Plead guilty. Upon the petition of his mother, endorsed by several prominent citizens, and having served eight of the twelve months of hard labor as sentenced, balance of sentence is remitted.

R. B. LINDSAY, Governor.

July 20, 1871.

Mrs. Lydia A. Cline, Calhoun County.

Sentenced to two years in the Penitentiary on the charge of "burglary;" has been incarcerated over thirteen months. Conduct exemplary in State prison. Pardon is asked by the inspectors, warden, and other officials. Pardon granted. R. B. LINDSAY, Governor.

July 20, 1871.

Mary Goodwin, colored, Montgomery County.

Convicted of "larceny" at the June Term of the City Court, sentenced to three years in the Penitentiary. Upon recommendation of the judge, and petition of the sheriff, the sentence is commuted to one year's imprisonment. The reasons given are the youth and ignorance of the convict.

R. B. LINDSAY, Governor.

August 8, 1871.

George Jones, Freedman, Pike County.

Convicted before Notary Public of larceny, (had stolen seven ears of corn), sentenced to three months hard labor for county and $20 fine; has served term of labor, and the notary sentencing asks for remission of fine. Remission granted.

R. B. LINDSAY, Governor.

August 21, 1871.

George Gadson, Mobile County.

Sent from City Court, sentenced for life for the crime of murder in the first degree, received at prison 31st July, 1869, aged 57 years. The Penitentiary physician, warden and inspectors certify that he is suffering from an incurable disease, that must soon terminate his life; has been orderly and faithful; recommend pardon. Let warrant issue.

R. B. LINDSAY, Governor.

August 23, 1871.

Ed. Sleeper, colored, Barbour County.

Convicted at Spring Term, 1871, of Circuit Court of said county, of "bigamy," sentenced to hard labor for the county for two years; has been so confined since conviction; for several years previous to emancipation had lived with a slave woman as his wife, lived so until 1867, when she abandoned him for another man; thinking himself absolved, through ignorance he procured license and married another woman. Many prominent citizens asking clemency, he is pardoned.

R. B. LINDSAY, Governor.

August 28, 1871.

Thomas J. Fowler, Pickens County.

Convicted at the Fall Term, 1870, and fined $50 for an

affray, petition for remission of fine, signed by many prominent citizens, who state that said Fowler is a poor man and has a large and dependent family. Fine remitted.

R. B. LINDSAY, Governor.

September 19, 1871.

John R. Wright, Pickens County.

At the Spring Term of Circuit Court, 1871, a forfeiture was taken and made final against him as defaulting witness for the State; was prevented attending from injuries received from a runaway horse, &c. Signed by solicitor sheriff and other prominent citizens; fine $100. Remitted

R. B. LINDSAY, Governor.

September 19, 1871.

Benton Pett, Marshall County.

Convicted of assault with a pistol. Pardon asked by numerous prominent citizens, for good reasons. Granted.

R. B. LINDSAY, Governor.

September 23, 1871.

Dr. William Haney, Barbour County.

Convicted at the Fall Term, 1870, Circuit Court of said county, of selling spirituous liquors at Fort Browder. Many years ago, the "Fort Browder Male Academy" was incorporated, and selling liquors prohibited within a certain distance; the academy was abandoned, and the accused procured license and sold liquor, the fact of prohibition having been forgotten. Was fined one hundred dollars. Fine remitted.

R. B. LINDSAY, Governor.

October 3, 1871.

Dr. E. G. Harris, Fayette County.

At Fall Term, 1871, of Circuit Court, was convicted of violation of the revenue laws, in failing to take out license to practice medicine—fined thirty dollars. Has paid his license tax. Petition signed by all the county officers. Fine remitted. R. B. LINDSAY, Governor.

October 6, 1871.

William Y. Allen, Sanford County.

Convicted at the Fall Term, 1871, of the Circuit Court, of selling liquors without license. For good reasons set forth by his Honor Judge Mudd, and the county solicitor, the fine of forty-five dollars assessed as penalty is remitted.

R. B. LINDSAY, Governor.

October 12, 1871

Ryan Skinner, colored, Hale County.

Convicted at Fall Term of Criminal Court, 1871, of carrying concealed weapons, and fined fifty dollars and costs. Judge Saffold and others, stating that the boy had no idea of violating the law, and for other mitigating reasons, the fine is remitted. R. B. LINDSAY, Governor.

October 19, 1871.

Daniel Webster, colored, Sumter County.

Convicted at late Term of Circuit Court, of assault and resisting officer ; fined one hundred and fifty dollars. Evidence offered since conviction, shows that party was not guilty in fact, and upon petition of many prominent citizens, fine is remitted. R. B. LINDSAY, Governor.

October 19, 1871.

A. Landsburg, Barbour County.

Convicted at May Term, 1871, of selling a pistol to a minor, fined fifty dollars. The evidence is, that the prosecution was prompted by malice, and the father of the boy joining in petition for Executive clemency. Fine is remitted. R. B. LINDSAY, Governor.

October 27, 1871.

James A. Pike, St. Clair County.

Convicted at Spring Term, 1871, of Circuit Court of petit larceny, and fined ten dollars. It being shown that he was the victim of a conspiracy, the fine is remitted.

November 2, 7877. R. B. LINDSAY, Governor.

F. M. Johnson, Macon County.

Convicted at the —— Term of the Circuit Court, of the "felonious taking of the horse of another," sentenced to two years imprisonment, stayed in jail one year before trial, and has since conviction been imprisoned a year. Petition sets forth that the horse was taken in a drunken spree and returned to the premises of the owner. Conduct has been exemplary since imprisoned. Petition signed by judge and jury. Pardoned.

November 1, 1871. R. B. LINDSAY, Governor.

John Suggs, colored, Pike County.

Convicted of perjury, at the Fall Term of the Circuit Court, 1871, on his own confession. The petition signed by many prominent citizens and officers of the law, state that Suggs is of unsound mind, and cannot comprehend the nature of an oath, and was induced by others to commit the offense. Pardon granted.

November 2, 1871. R. B. LINDSAY, Governor.

Rodan Isaacs, Sumter County.

Convicted of "grand larceny" at the Fall Term of Circuit Court of said county. Subsequent testimony; the petitioners, most of whom were jurymen, and some are county officers, limit the offense to "hunting wild hogs without giving proper notice. Pardon is granted.

November 3, 1871. R. B. LINDSAY, Governor.

William Gill, Dallas County.

Was convicted of "manslaughter in the second degree," at the Fall Term, 1871, of Hale county, on change of venue from Dallas. Sentenced to imprisonment in the penitentiary for two years. A petition for remission of sentence, signed by the jury, and a large number of the citizens of Hale and Dallas counties, both white and black, state that the alleged offense was committed in 1866, when owing, to political excitement, great animosity was engendered between the two races. The man killed was a freedman of desperate character. Mr. Gill is endorsed as a good and humane man, and acted only in self-defense. Pardon granted. R. B. LINDSAY, Governor.

November 13, 1871.